Los Angeles County Sheriff's Department

Officer Involved Shooting

Report Date: 08-26-08	Bureau/Station/Facility: Lennox	Admin. Invest.? ☐	Hit? ☒

Incident Information

URN: 008-09013-0373-055	Date: 08-26-08 Time: 2218 hours
City or Station: Lennox	Nature of Incident: Deputies heard numerous gunshots while near the intersection and then saw the suspect vehicle driving without headlights toward them. A suspect in the vehicle shot at the deputies as they passed and Dep. Baljet returned fire then drove after the suspects. The suspect vehicle crashed into parked cars and Suspect #1 ran then turned toward the deputies as if to shoot them. Dep. Baljet shot the suspect. Suspect #1 and two other suspects who remained in the car, were arrested and taken to the hospital.
Location: 104th Street & Van Ness Avenue	

Location Type (*circle one or more*): Backyard, Beach, Business, Freeway, Industrial, Park, Parking Lot, Residence, Rural, School, (Street) [circled]
Other: ____________

Lighting (*circle only one*): Darkness, Daylight, Other, (Street Lights) [circled]

Weather (*circle only one*): (Clear) [circled], Cloudy, Fog, Rain

Distance: 5 - 10 feet

Incident Type (*circle one or more*): Accidental, (Armed Person) [circled], Fleeing Suspect, Foot Pursuit, Gun Take Away, (Moving Vehicle) [circled], Sniper/Ambush, Startle, Struggle Involved, Traffic Stop, Unarmed Person, Unintentional, Vehicle Pursuit, Warrant Service, Warning Shot
Other: ____________

Initiated by (*circle only one*): Arrest Warrant, Call, Observation, One Person Unit, Other, Search Warrant, (Two Person Unit) [circled]

Prior Activity (*circle only one*): Detective, Inmate Transport, Other, (Routine Patrol) [circled]

Total # of Shots Fired by Deputy: Four (4)

Total # of Shots Fired by Suspect: Eight (8)

Aero Unit? ☐ Canine Unit? ☐

Employee Witnesses

Employee #	Last Name	First Name	M.I.	ShiftTime (*circle only one*)	ShiftType (*circle only one*)
[redacted]	Santos	Christopher		(EM) [circled] PM Day	(Regular) [circled] Overtime Off Duty
				EM PM Day	Regular Overtime Off Duty
				EM PM Day	Regular Overtime Off Duty

Non-Employee Witnesses

Last Name	First Name	M.I.		
None				
Street Address	**City**	**Zip Code**	**Work Ph**	**Home Ph**
Last Name	**First Name**	**M.I.**		
Street Address	**City**	**Zip Code**	**Work Ph**	**Home Ph**
Last Name	**First Name**	**M.I.**		
Street Address	**City**	**Zip Code**	**Work Ph**	**Home Ph**

Supervisors

Employee #	Last Name	First Name	M.I	(*circle one or more*)
[redacted]	Bergner	Christopher		(On Duty) [circled], Present during shooting, Witness to shooting, Involved in shooting
				On Duty, Present during shooting, Witness to shooting, Involved in shooting

Watch Sergeant

Employee #	Last Name	First Name	M.I.
[redacted]	Burgin	Terry	

Watch Commander

Employee #	Last Name	First Name	M.I.
[redacted]	(Sergeant) Marella	Stephen	

PSTD Use Only

SH # ____________

Officer Involved Shooting

Rollout Information

Arrival Date	Arrival Time	Date Submitted	Date of Recommendation
08-27-08	0005 hours		

Employee #	Last Name	First Name	M.I
[redacted]	Denison	Trent	
[redacted]	Chemnitzer	Dana	
[redacted]	Ault	Alicia	

Shooting / Force Information

Method

(AW) Arwen
(BC) Baton:(Control)
(BI) Baton:(Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds:(Control Techniques)
(TT) Control Holds:(Team Takedown)
(TD) Control Holds:(Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device:Hobble (Legs Only)
(TP) Restraint Device:Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hand
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(SH) Shoulder
(WR) Wrist

Brand

(AK) AK-47
(BN) Benelli
(BR) Beretta
(BW) Browning
(CH) Charter Arms
(CO) Colt
(DA) Davis Industries
(GL) Glock
(HA) Harrington & Richardson
(HI) Hi Standard
(HK) H & K
(IT) Ithica
(IV) Iver Johnson
(JE) Jennings
(LO) Lorcin
(LU) Luger
(MA) Marlin
(MO) Mossberg
(NC) NCI aka SKS
(NA) North American
(NO) Norinco
(RA) Raven
(RM) Remington
(RG) RG
(RI) RGI
(RO) Rossi
(SW) Smith & Wesson
(SR) Sturm Ruger
(ST) Sterling
(TA) Taurus
(WE) Weatherby
(WN) Winchester
(US) US Government
(YY) Handmade (Inmate)
(XX) Homemade (Non-Inmate)
(ZZ) Other Brand

Caliber

(9) 9 mm
(10) 10 mm
(12) 12 guage
(20) 20 guage
(21) .22-250
(22) .22 caliber
(23) .223 caliber
(24) .243 caliber
(25) .25 caliber
(30) .308 caliber
(35) .357 caliber
(36) 30-60 caliber
(38) .38 caliber
(40) .40 caliber
(41) .410 guage
(44) .44 caliber
(45) .45 caliber
(50) 50 mm
(SL) Slug
(WW) Other caliber

FORCE APPLIED *(one code per block)*

Used By (E# or S#)	Used Against (E# or S#)	Method (Code)	Brand (Code)	Caliber (Code)	Authorized Weapon? (Y/N)	Authorized Ammunition? (Y/N)	Type of Injury (Code)	Body Part (Code)
S#1	E# 1 & 2	FH	GL	45			NN	
E#1	S#1	FH	BR	9	Y	Y	GS	AK
E#1	S#1	FH	BR	9	Y	Y	GS	EL

Officer Involved Shooting
Involved Employee Information

URN: 008-09013-0373-055

Involved Employee

E 1

Employee # [redacted] | Last Name: Baljet | First Name: Theodor | M.I.

Sex: M | Race: W | Rank: Deputy Sheriff | Unit Assignment: Lennox | Work Assignment (Unit #, Module, etc.): 31B

ShiftTime (*circle only one*): (EM circled) EM PM Day | ShiftType (*circle only one*): (Regular circled) Regular Overtime Off Duty | Intoxication/Drug Usage? ☐ | Substance Used:

Hospital Admission? ☐ | Hospital Name: | Coroner Case? ☐ | Coroner Case # | Interviewed? ☒

Hrs of sleep prior to shooting: 6 - 8 | Duty Time (hrs): [redacted] | Clothing (*circle only one*): Plain Clothes no Vest, Raid Jacket w/ Vest, Plain Clothes w/ Vest, Uniform no Vest, Raid Jacket no Vest, Uniform w/ Vest (Uniform w/ Vest circled) | Other Factors:

Age: 32 | Height: 600 | Weight: 215

Range Qualification Date: [redacted] | PPC Qualification Date: [redacted] | Laser Training Date:

Certified with Weapon Used? [redacted] | Patrol Certification? [redacted] | Certification Unit: [redacted] | Prior Shootings? [redacted] | Number of Prior Shootings: [redacted] | Directed Force: [redacted]

Weapons Fired Brand: Beretta | Caliber: 9mm | # Shots: 4 | Weapons Fired Brand: | Caliber: | # Shots:

Field Training Officer Emp # [redacted] M.I.

Field Training Officer Emp # [redacted] M.I. [redacted]

E ___

Employee # | Last Name | First Name | M.I.

Sex: | Race: | Rank: | Unit Assignment: | Work Assignment (Unit #, Module, etc.):

ShiftTime (*circle only one*): EM PM Day | ShiftType (*circle only one*): Regular Overtime Off Duty | Intoxication/Drug Usage? ☐ | Substance Used:

Hospital Admission? ☐ | Hospital Name: | Coroner Case? ☐ | Coroner Case # | Interviewed? ☐

Hrs of sleep prior to shooting: | Duty Time (hrs): | Clothing (*circle only one*): Plain Clothes no Vest, Raid Jacket w/ Vest, Plain Clothes w/ Vest, Uniform no Vest, Raid Jacket no Vest, Uniform w/ Vest | Other Factors:

Age: | Height: | Weight:

Range Qualification Date: | PPC Qualification Date: | Laser Training Date:

Certified with Weapon Used? ☐ | Patrol Certification? ☐ | Certification Unit: | Prior Shootings? ☐ | Number of Prior Shootings: | Directed Force: ☐

Weapons Fired Brand: | Caliber | # Shots | Weapons Fired Brand: | Caliber | # Shots

Field Training Officer Emp # | Last Name | First Name | M.I.

Field Training Officer Emp # | Last Name | First Name | M.I.

E ___

Employee # | Last Name | First Name | M.I.

Sex: | Race: | Rank: | Unit Assignment: | Work Assignment (Unit #, Module, etc.):

ShiftTime (*circle only one*): EM PM Day | ShiftType (*circle only one*): Regular Overtime Off Duty | Intoxication/Drug Usage? ☐ | Substance Used:

Hospital Admission? ☐ | Hospital Name: | Coroner Case? ☐ | Coroner Case # | Interviewed? ☐

Hrs of sleep prior to shooting: | Duty Time (hrs): | Clothing (*circle only one*): Plain Clothes no Vest, Raid Jacket w/ Vest, Plain Clothes w/ Vest, Uniform no Vest, Raid Jacket no Vest, Uniform w/ Vest | Other Factors:

Age: | Height: | Weight:

Range Qualification Date: | PPC Qualification Date: | Laser Training Date:

Certified with Weapon Used? ☐ | Patrol Certification? ☐ | Certification Unit: | Prior Shootings? ☐ | Number of Prior Shootings: | Directed Force: ☐

Weapons Fired Brand: | Caliber | # Shots | Weapons Fired Brand: | Caliber | # Shots

Field Training Officer Emp # | Last Name | First Name | M.I.

Field Training Officer Emp # | Last Name | First Name | M.I.

See Other Side

Officer Involved Shooting
Suspect Information

JRN: 008-09013-0373-055

Suspect Information

S 1

Last Name: Abson	First Name: Masi	M.I.
AKA Last Name: "Masi"	First Name	M.I.

Sex: M Race: Black	Street Address: [redacted]	City: [redacted]	
Work Phone: None	Home Phone: [redacted]	Social Security #: [redacted]	Driver's License #: None
Age: 23 D.O.B. 05-23-85	Height: 602 Weight: 210	FBI # [redacted]	CII # [redacted]
Booking # 1601497	Primary Charge: 664/187a P.C.	Secondary Charge:	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☒	Apprehended? ☒	Mental Illness? ☐	Criminal History? [redacted]
Vehicle Make: Buick	Model: LeSabre	Year: 1986	

S 2

Last Name: [redacted]	First Name: [redacted]	M.I. [redacted]
AKA Last Name: [redacted]	First Name	M.I.

Sex: M Race: Black	Street Address: [redacted]	City:	State & Zip Code:
Work Phone: [redacted]	Home Phone: [redacted]	Social Security #: [redacted]	Driver's License #: [redacted]
Age: 16 D.O.B. [redacted]	Height: [redacted]	FBI # [redacted]	CII # [redacted]
Booking # [redacted]	Primary Charge: 664/187a P.C.	Secondary Charge:	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☒	Apprehended? ☒	Mental Illness? ☐	Criminal History? [redacted]
Vehicle Make: Buick	Model: LeSabre	Year: 1986	

S 3

Last Name: [redacted]	First Name: [redacted]	M.I. [redacted]
AKA Last Name: [redacted]	First Name	M.I.

Sex: M Race: Black	Street Address: [redacted]	City:	State & Zip Code:
Work Phone: [redacted]	Home Phone: [redacted]	Social Security #: [redacted]	Driver's License #: [redacted]
Age: 16 D.O.B. [redacted]	Height: [redacted]	FBI # [redacted]	CII # [redacted]
Booking # [redacted]	Primary Charge: 664/187a P.C.	Secondary Charge:	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☒	Apprehended? ☒	Mental Illness? ☐	Criminal History? [redacted]
Vehicle Make: Buick	Model: LeSabre	Year: 1986	

S__

Last Name	First Name	M.I.
AKA Last Name	First Name	M.I.

Sex: Race:	Street Address:	City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #	CII #
Booking #	Primary Charge:	Secondary Charge:	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make	Model:	Year:	

Investigative Summary

Incident: Attempted Murder of a Police Officer
LASD Report: 008-09013-0373-055
IAB File: SH 2227267

Opening Statement
On Tuesday, August 26, 2008, Internal Affairs Bureau investigators responded to an incident command post, erected by Lennox Station personnel at 9651 South Western Avenue in the city of Los Angeles. Sergeant Trent Denison, Sergeant Dana Chemnitzer and Lieutenant Alicia Ault were briefed by Homicide investigators regarding the circumstances of a Deputy Involved Hit Shooting involving two Lennox Station Deputies. Sergeant Denison was assigned the responsibility for the administrative review of the incident. A copy of the Homicide Investigation Book is attached as **[Exhibit A]**.

Synopsis
Lennox Station Deputies Theodor Baljet and Christopher Santos were traveling east on 104th Street approaching Saint Andrews Place, when they heard numerous gunshots. As they continued east, they observed a dark vehicle, with its headlights off, drive directly at them west onto 104th Street from Manhattan Place. As the vehicle neared, both deputies could see muzzle flashes emanating from the vehicle. Fearing for their safety, Deputy Baljet fired one round toward the driver as the vehicle passed. The suspect vehicle then accelerated westbound on 104th Street at a high rate of speed.

After completing a U-turn to follow the suspect's direction of travel, the deputies crossed Van Ness Avenue and passed the suspect's vehicle, which had collided into two parked cars on the north curb of 104th Street. As the deputies stopped and exited their vehicle, Suspect Abson exited the driver's door and ran to the north curb, while the deputies gave orders for him to stop and to raise his hands. The suspect did not comply with the orders, but turned toward them with his hand at his waistband. Deputy Baljet saw a dark object in the suspect's right hand, and fearing the suspect was armed and going to shoot at them again because they had been fired upon earlier, Deputy Baljet fired three rounds at the suspect, striking him. The suspect fell to the ground and was handcuffed without further incident, upon the arrival of assisting units.

When the shooting occurred, Deputy Santos secured the other two suspects in the vehicle. The passengers, Suspects Ricks and Browder, were removed from the vehicle and handcuffed by assisting units without incident.

No deputies were injured.

A .45 caliber pistol and a 357 Magnum revolver were recovered in the suspect's vehicle, and a

black glove was recovered where Suspect Abson fell to the ground. Both weapons were found to have been fired.

Eight expended .45 caliber shell casings were recovered at the intersection of 104th Street and Manhattan Place (the area the deputies heard the gunshots).

Four expended 9mm shell casings, fired from Deputy Baljet's weapon, were recovered at the scene where the suspects crashed into the parked cars.

On January 22, 2009, the District Attorney authored a Letter of Opinion **[Exhibit B]**, indicating no further action would be taken by the District Attorney's office.

All of the suspects are known "Crenshaw Mafia" street gang members.

<u>Involved Personnel</u>

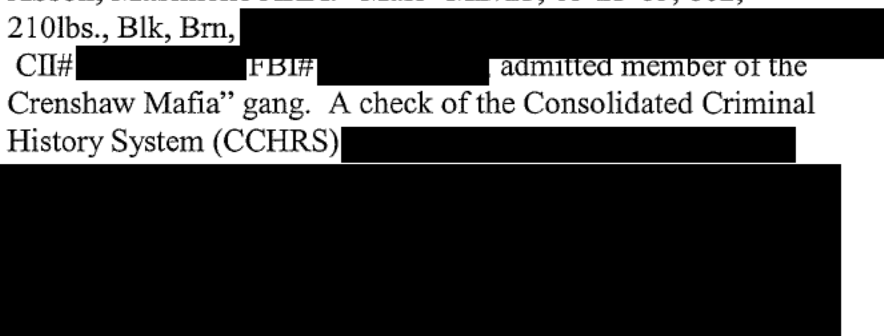
Deputy **Theodore Baljet** [redacted]

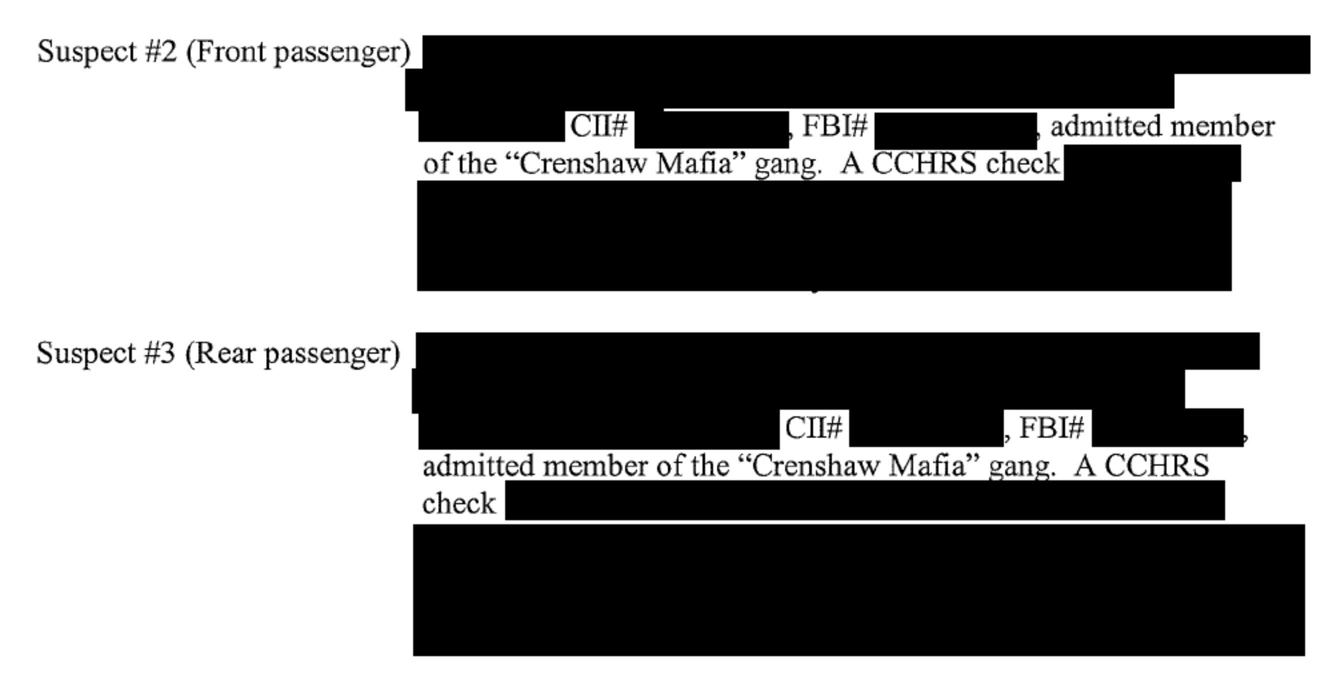
<u>Work History</u>

Date of Employment:	03/99
Date Assigned to Patrol:	10/04
Date Completed Patrol Training:	[redacted]
Date Assigned to Lennox Station:	10/04
Prior Shooting Incident(s):	[redacted]
Prior Founded Force Incident(s):	

<u>Suspects</u>

Suspect #1(Driver) **Abson, Masimeke** AKA: "Masi" MB/23, 05-23-85, 602, 210lbs., Blk, Brn, [redacted] CII# [redacted] FBI# [redacted] admitted member of the Crenshaw Mafia" gang. A check of the Consolidated Criminal History System (CCHRS) [redacted]





Suspect #2 (Front passenger) [redacted] CII# [redacted], FBI# [redacted], admitted member of the "Crenshaw Mafia" gang. A CCHRS check [redacted]

Suspect #3 (Rear passenger) [redacted] CII# [redacted], FBI# [redacted], admitted member of the "Crenshaw Mafia" gang. A CCHRS check [redacted]

Witness

There are no known witnesses to the shooting incident other than several people who heard the sound of the crash and gunshots. For more information, see the witness information found in the Homicide Investigation Book **[Exhibit A]**.

Deputy **Christopher Santos** [redacted], Los Angeles County Sheriff's Department, Lennox Station.

Work History

Date of Employment:	08/06
Date Assigned to Patrol:	04/08
Date Completed Patrol Training:	[redacted]
Date Assigned to Lennox Station:	04/08
Prior Shooting Incident(s):	[redacted]
Prior Founded Force Incident(s):	

Injuries

Suspect Abson sustained one gunshot wound to the left elbow and one to the left foot.
Suspect [redacted] sustained a broken right femur as a result of the traffic collision.
Suspect [redacted] sustained spinal compression as a result of the traffic collision.

All the suspects were transported to Harbor/UCLA Medical Center where they were all listed in stable condition.

Physical Evidence
All physical evidence was located and collected by Homicide investigators and Scientific Services Bureau personnel. For descriptions of the evidence collected and the locations collected from, see the Homicide Investigation Book **[Exhibit A]** pages 27, 39 & 40.

Gun Shot Residue (GSR) tests were performed on two of the three suspects. The driver, Suspect Abson was not tested because he had been shot. Both tests returned positive for GSR. For more information, see the Laboratory Report **[Exhibit C]**.

Investigators Observations
IAB investigators found there were two crime scenes that were preserved by Lennox Station personnel and identified by Homicide investigators. The first scene was at the corner of 104th Street and Manhattan Place, Los Angeles, which was described as the location of the start of this incident. At this location, IAB investigators noticed numerous large caliber spent shell casings on the southeast sidewalk and street. Investigators also noticed a dark color compact car parked facing east on 104th Street, east of the corner. The vehicle's rear window had what appeared to be a single bullet hole, which broke the glass.

IAB investigators responded to the second location, 104th Street and 1st Place, Los Angeles, which is where the suspects had crashed and the second shooting took place. At this location, investigators, from a distance, noticed the suspect's vehicle with major collision damage, against the north curb of 104th Street and two additional parked vehicles in front of it, both with major collision damage. Investigators also noticed what appeared to be a black glove and medical aid debris on the ground near the north curb line of 104th Street, a short distance behind the suspect's vehicle. Investigators noticed Deputy Baljet's parked black and white radio car parked facing west in the middle of the street, a short distance west of the suspect vehicle.

Weapon used by Dep Baljet
Deputy Baljet fired four rounds of Department issued 9mm ammunition from his Department issued Beretta 92F semiautomatic pistol.

Weapons used by the suspects
The following two weapons were recovered from the interior of the suspect's vehicle by Homicide investigators.

#1 "Glock" model 30, 45 caliber semiautomatic pistol, serial number [redacted]. The pistol was recovered from the rear driver's side floorboard of the Buick LeSabre, with the slide locked fully rearward, no cartridge in the chamber, and one empty magazine fully seated in the magazine well.

#2 "Smith & Wesson" model 28-2, 357 Magnum double action revolver, serial number [redacted]. The revolver was recovered from the front driver's side floorboard of the Buick LeSabre with the hammer down and the cylinder in the locked position. A total of two live cartridges and four fired cartridge cases were observed in the revolver's cylinder.

Property Damage
Scientific Services Bureau personnel noted in their report on page 37 of the Homicide Investigation Book **[Exhibit A]** the following damage:

A bullet impact to the exterior west wall of the garage of the residence at [redacted] This bullet traveled in a general northeast direction.

The suspect's Buick LeSabre had a bullet hole in the hood. This bullet traveled left to right, front to rear, and slightly upward relative to the vehicle, in a general northeast direction relative to the scene, impacting the insulation beneath the hood.

Criminal Investigators
Homicide Detectives Joseph Sheehy and James Charles

Lighting and Weather Conditions
This shooting took place during the hours of darkness. The weather was clear and dry. Ambient lighting was from city Street lights near the corners and along the north sidewalks of both locations. Additional lighting was provided by the headlights of Deputy Baljet's patrol vehicle at the time of the incident.

Involved Deputy interviews
Homicide investigators interviewed both involved deputies on the date of this incident. A summary of their interviews may be found on pages 2 - 4 & 9 - 12 of the Homicide Investigation Book. IAB investigators reviewed the tape recordings of each interview and found that Homicide's summary of each interview is an accurate account of what was said. Per Department protocol, neither deputy authored a report regarding this incident. IAB investigators conducted a Force Review interview of each deputy and the following is a summary of the incident as described by Deputy Baljet and Deputy Santos. For more information, see the attached verbatim transcriptions of both the Homicide and IAB interviews.

Deputy **Theodore Baljet** said during his IAB interview on May 4, 2009, that he was driving with his [redacted], Deputy Santos, east on 104th Street when he heard numerous gunshots in the vicinity east of them. He said that immediately after hearing the shots, he noticed the suspect vehicle, traveling with its headlights off, north on Manhattan Place then west onto 104th Street, heading toward them. Deputy Baljet said the suspect vehicle was accelerating and when it came within approximately twenty yards of them, he saw several muzzle flashes and heard the report of gunfire. He added that he believed the occupants of the vehicle were trying to shoot him and his partner, Deputy Santos.

Deputy Baljet said he was in fear of being shot so in order to defend himself and his partner, he fired one shot from his duty gun at the suspect driver, who is the person he believed was shooting at them. As the suspect drove past him, Deputy Baljet said he fired the one shot from a seated position and out of his open driver's door window just as the suspect drove along side his car.

Deputy Baljet was clear in saying that his intention was to shoot the suspect driver and stop the suspect from assaulting them further.

Deputy Baljet said the suspect vehicle accelerated to a high rate of speed, west on 104th Street and he (Deputy Baljet) was forced to make a three point turn in order to pursue after the suspect. He said Deputy Santos immediately broadcast that they had just been involved in a shooting and were in pursuit of the armed suspects. Deputy Baljet said he momentarily lost sight of the suspect vehicle during the time he was turning his radio car around and because they were at the top of a hill the suspects had already descended. He added that when he completed his turn and headed down the hill, he saw the suspect vehicle had crashed into a couple of parked cars and he was unable to stop before passing by the suspect vehicle by a car length or so.

Deputy Baljet said when he stopped his radio car, he quickly got out and ran to the rear of his car then toward the south side of the street to find cover and to flank the suspect. He noticed the driver, Suspect Abson had exited at the same time and then ran northeast behind the suspect vehicle. Deputy Baljet said he yelled for the suspect to stop however, Suspect Abson continued to run and as he did so, Suspect Abson turned his upper torso to the left, simultaneously reaching for his waistband area. Deputy Baljet said he saw Suspect Abson was holding a dark object in his hand and because they had already been shot at once, he believed the object was a gun and that Suspect Abson was now turning to shoot at him again. Deputy Baljet said he feared for his life and that of his partner, so from a distance of approximately thirty feet, he fired three quick shots at Suspect Abson to stop him from shooting at them.

IAB note: A black glove was located at the spot Suspect Abson fell to the ground after being shot. The only suspect weapons located were later found inside the suspect's vehicle after assisting units arrived. A search of Suspect Abson's person and the area around him for a weapon met with negative results.

Deputy Baljet said he held Suspect Abson at gun point until assisting units arrived and handcuffed the suspect without further incident.

Deputy Baljet added that when he was dealing with Suspect Abson , he knew Deputy Santos remained near the suspect vehicle because there were two additional suspects who remained in the car and he saw Deputy Santos detaining them.

Deputy Baljet said his background at the time of the second shooting was a block wall of a residence garage.

Deputy **Christopher Santos** said during his IAB interview on April 30, 2009, that he was on [redacted] and the passenger in the car with his [redacted], Deputy Baljet, at the time of this incident. Deputy Santos said they were driving east on 104th Street when they heard a number of gunshots from an area east of them. He said he then saw a vehicle driving blacked out (without

headlights on) west toward them. Deputy Santos said they were approximately forty feet apart when he saw several muzzle flashes and the sound of seven or more gunshots from the driver's area of the vehicle and realized they were being fired upon. He added that he could see what appeared to be bullets striking the pavement near their car and he heard the sound of bullets whizzing by him. He also mentioned that when the suspect vehicle drove past he could see the silhouette of a pistol being held by either the driver or the front seat passenger in the car. He did not notice a rear seat passenger at the time.

Deputy Santos said Deputy Baljet also observed the suspect vehicle and muzzle flashes and withdrew his Beretta. Deputy Santos said the suspect vehicle accelerated rapidly and drove within five feet of them as it passed by. He added that Deputy Baljet raised his gun across his chest and fired one shot out of his open driver's door window at the suspect as he drove along side of them. They immediately made a u-turn to pursue the suspect but lost sight of the suspect vehicle for several seconds at it went down a hill they were at the top of. Deputy Santos said he broadcast that they had just been involved in a shooting and requested assistance and that they were in pursuit. He said when they regained sight of the suspect vehicle it had crashed into two parked cars at the bottom of the hill and they drove slightly past it by the time they were able to stop.

Deputy Santos said Deputy Baljet got out and noticed the driver, Suspect Abson, had also exited and ran northeast from the suspect vehicle. Deputy Santos said he notice there were two additional suspects still inside the suspect vehicle so he took a position in front of the motor block of one of the crashed cars in front of the suspect vehicle and held the two remaining suspects at gun point. Deputy Santos said that while he did this, he saw his partner run to the south side of 104th Street and yell orders for Suspect Abson to stop. He said he noticed Suspect Abson was a short distance behind the suspect vehicle and he did not stop running. Deputy Santos said he heard Deputy Baljet yell for him to stop again and then he noticed Suspect Abson turn his upper torso to the left, which presented a view of his hands at his waistband. Deputy Santos said he saw a dark object in Suspect Abson's hand and believed it was a gun. He added that at the same time he noticed this, he heard several gunshots and realized Deputy Baljet shot at the suspect. He said Suspect Abson then fell to the ground where he remained until assisting units arrived and handcuffed him without further incident. He believed Suspect Abson had been shot by Deputy Baljet.

Deputy Santos said he did not shoot at Suspect Abson, even though he felt threatened, because he knew Deputy Baljet was engaging Abson and he (Deputy Santos) was focused on holding at gunpoint, the two suspects that remained in the car. He added that no additional force was used during this incident and paramedics responded to treat all the suspects for their injuries.

Suspect Statements

All three suspects were interviewed by Homicide investigators as part of their criminal investigation. A summary of the interviews may be found on pages 15 - 19 of the Homicide Investigation Book **[Exhibit A]**.

In short, none of the suspects admitted to shooting at Deputies Baljet and Santos.

Miscellaneous

* Admonition forms.

* Miscellaneous related documents.